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CHRISTOPHER J. CHURCH, M.D.

In the Matter of

Holder of License No. 28790 For the Practice of Allopathic Medicine In the State of Arizona.

Case No. MD-10-1161A

INTERIM ORDER FOR PRACTICE RESTRICTION AND CONSENT TO THE SAME

### **INTERIM CONSENT AGREEMENT**

Christopher J. Church, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Interim Order for Practice Restriction; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

## FINDINGS OF FACT

- 1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.
- 2. Respondent is the holder of License No. 28790 for the practice of allopathic medicine in the State of Arizona.
- 3. On August 31, 2010, the Board received information from Arrowhead Hospital that Respondent's clinical privileges had been recommended for suspension and that he voluntarily agreed to the suspension of his privileges. The recommendation for a psychosexual evaluation was made based upon information that Respondent touched an anesthetized patient's breasts in two recent cases, and by Respondent's own admission, in three or four previous cases.
- 4. On September 1, 2010, the Board staff interviewed Respondent and recommended he undergo a psychosexual evaluation based upon the interview, and the Respondent's admissions.

5. The Executive Director has consulted with Board staff who have reviewed the case and agree that a consent agreement is appropriate.

### **CONCLUSIONS OF LAW**

- The Board possesses jurisdiction over the subject matter hereof and over Respondent.
- 2. The Executive Director may enter into a consent agreement with a physician if there is evidence of danger to the public health and safety pursuant to A.R.S. § 32-1405(C)(25) and § 32-1451(F); A.A.C. R4-16-504.
- 3. Based on the information in the Board's possession there is evidence that if Respondent were to practice medicine in Arizona there would be a danger to the public health and safety.

### <u>ORDER</u>

#### IT IS HEREBY ORDERED THAT:

- 1. Respondent shall not practice clinical medicine or any medicine involving direct patient care, and is prohibited from prescribing any form of treatment including prescription medications, until Respondent applies to the Board and receives permission to do so.
- 2. This is an interim order and not a final decision by the Board regarding the pending investigative file and as such is subject to further consideration by the Board.

DATED AND EFFECTIVE this day of SEPTEMBEK, 2010.

ARIZONA MEDICAL BOARD



Lisa S. Wynn
Executive Director

# **CONSENT TO ENTRY OF INTERIM ORDER**

- 1. Respondent has read and understands this Interim Order for Practice Restriction and Consent to the Same and the stipulated Findings of Fact, Conclusions of Law and Order ("Interim Order"). Respondent acknowledges he has the right to consult with legal counsel regarding this matter.
- 2. Respondent acknowledges and agrees that this Interim Order is entered into freely and voluntarily and that no promise was made or coercion used to induce such entry.
- 3. By consenting to this Interim Order, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Interim Order in its entirety as issued, and waives any other cause of action related thereto or arising from said Interim Order.
- 4. The Interim Order is not effective until approved and signed by the Executive Director.
- 5. All admissions made by Respondent are solely for final disposition of this matter and any subsequent related administrative proceedings or civil litigation involving the Board and Respondent. Therefore, said admissions by Respondent are not intended or made for any other use, such as in the context of another state or federal government regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or federal court.

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- Upon signing this Interim Order, and returning this document (or a copy 6. thereof) to the Board's Executive Director, Respondent may not revoke the consent to the entry of the Interim Order. Respondent may not make any modifications to the document. Any modifications to this original document are ineffective and void unless mutually approved by the parties.
- This Interim Order is a public record that will be publicly disseminated as a 7. formal action of the Board and will be reported to the National Practitioner's Data Bank and on the Board's web site.
- 8. If any part of the Interim Order is later declared void or otherwise unenforceable, the remainder of the Interim Order in its entirety shall remain in force and effect.
- 9. Any violation of this Interim Order constitutes unprofessional conduct and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order, probation, consent agreement or stipulation issued or entered into by the board or its executive director under this chapter") and 32-1451.

DATED: 9-1-2010

EXECUTED COPY of the foregoing malled this and day of Stanban, 2010 to:

Stephen Myers One E. Camelback Rd, Ste. 500 Phoenix AZ 85012 ATTORNEY FOR RESPONDENT

GHRISTOPHER J. CHURCH, M.D.

ORIGINAL of the foregoing filed this and day of <u>Sentemper</u>010 with:

Arizona Medical Board

9545 E. Doubletree Ranch Road Scottsdale, AZ 85258